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October 23, 2000

FEDERAL EXPRESS

Docket Control Center  
Arizona Corporation Commission  
1200 W. Washington Street  
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Re: Certificate of Convenience and Necessity Application for Buehner-Fry, Inc. d/b/a Resort Operator Services ("BFI"), Docket No. T-002764A-94-0140

Dear Docket Control Center:

Pursuant to the Procedural Order dated October 3, 2000, enclosed for filing in Docket No. T-002764A-94-0140 on behalf of BFI are the original and ten (10) copies of BFI's Motion for Extension of Time.

Please acknowledge receipt of this transmittal by returning a date-stamped copy of the enclosed cover letter duplicate in the return envelope provided for that purpose.

Please contact me if you have any questions. Thank you for your assistance in this matter.

Sincerely,

  
Charles J. Pellegrini

CJP:plk

Enclosures (10 copies/S.A.S.E.)

**BEFORE THE ARIZONA CORPORATION COMMISSION**

IN THE MATTER OF THE  
APPLICATION OF BUEHNER-FRY,  
INC. D/B/A RESORT OPERATOR  
SERVICES FOR A CERTIFICATE OF  
CONVENIENCE AND NECESSITY TO  
PROVIDE COMPETITIVE RESOLD  
INTRASTATE  
TELECOMMUNICATIONS SERVICES

DOCKET NO. T-02764A-94-0140

MOTION FOR EXTENSION OF TIME

COMES NOW Buehner-Fry, Inc. d/b/a Resort Operator Services ("Buehner-Fry"), and files this Motion for Extension of Time, stating in support thereof the following.

1. On May 5, 1994, Buehner-Fry filed an application for a Certificate of Convenience and Necessity to provide competitive resold intrastate telecommunications services within the State of Arizona.
2. On August 29, 2000, the Court of Appeals, Division One, issued its Opinion in Cause No. 1 CA-CV 98-0672, in which it determined that pursuant to the Arizona constitution the Commission must determine the fair value rate base ("FVRB") of all public service corporations in Arizona prior to setting their rates and charges.
3. On October 3, 2000, the Commission issued a Procedural Order in this proceeding, in which it ordered Buehner-Fry to file its proposed FVRB and other related information by November 3, 2000.
4. Buehner-Fry has no property of consequence within Arizona that as a public service corporation it uses in the provision of telecommunications services in Arizona. Its revenues derived from its Arizona operations, moreover, have to date been de minimis. These circumstances would seem to put Buehner-Fry outside of the traditional framework for determining just and reasonable rates on the basis of FVRB.

5. Thus, Buehner-Fry has not been able to determine how to respond in an appropriate way to the Procedural Order; furthermore, it does not believe that it will be able to do so in order to make the filing by the required time.
6. Accordingly, Buehner-Fry requests that the Commission grant it an extension of time until February 5, 2001, to respond to the Procedural Order.
7. Buehner-Fry represents that its request for an extension of time is made in good faith and for good cause as being necessary for it respond to the Procedural Order in a way that will be consistent with the Court of Appeals' Opinion and with the Commission's expectations.
8. Buehner-Fry, moreover, believes that the extension of time it requests prejudices no one and is not inconsistent with the public's interests.

WHEREFORE, Buehner-Fry, Inc. d/b/a as Resort Operator Services respectfully requests the Commission to grant it an extension of time until February 5, 2001, to respond to the Commission's Procedural Order dated October 3, 2000.

Submitted this 23<sup>rd</sup> day of October, 2000.



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Attorney for Buehner-Fry, Inc. d/b/a  
as Resort Operator Services

CERTIFICATE OF SERVICE

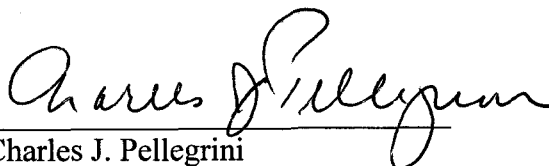
I HEREBY CERTIFY that a copy of the foregoing has been furnished by U.S.  
Mail this 23<sup>rd</sup> day of October 2000, to the following

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